IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Examiner: P. Prebilic Applicant: Williamson, et al

Serial No: 09/306,448

Filed: 05/06/99

Title: MEANS AND METHOD OF REPLACING A HEART VALVE IN A MINIMALLY INVASIVE MANNER

Hon. Commissioner of Patents and Trademarks

Washington, D.C. 20231

Art Unit: 3738

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION (37 C.F.R. §1.321(b))

Identification of Person Making this Disclaimer

Name of disclaimant: Terry M. Gernstein

Residing at: 1015 Salt Meadow Lane, McLean, VA 22101

represent that I am

a representative authorized to sign on behalf of the inventors in this application.

Disclaimer

I hereby disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of:

United States Patent Number 6,042,607, as presently shortened by any terminal disclaimer and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to United States Patent Number 6,042,607 this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the

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☑ United States Patent Number 6,042,607, as presently shortened by any terminal disclaimer in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Fee Status

verified statement filed with the application and still in force.

Fee Payment

 \square attached is a check (number/529) in the sum of \$55.00.

Terey M. Gernstein Attorney of Record Reg. No. 26,891